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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Kyu Hyeon KIM, et al.

Serial No.: 09/995,738

Group Art Unit: 2162

Filed: November 29, 2001

Examiner: Woo, Isaac M

For: TEXTURE-BASED IMAGE DATABASE BROWSING AND SORTING METHOD

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RESPONSE TO ELECTION REQUIREMENT

Honorable Commissioner for Patent
P.O. Box 1450
Alexandria, VA 22313-1450

December 16, 2004

Sir:

In response to the Election Requirement set forth in the Office Action mailed November 16, 2004, Applicant elects Group II depicted in Claims 4-5, drawn to a method for measuring a texture of the query image by counting a number of edge pixels of an object in the query image and representing the measured texture of the query image with a numeric value indicating the counted number of edge pixels, and searching static images having a texture numeric values close to the numeric value representing the measured texture of the query image among the static images, which is database query accessing or searching for image data, classified in class 707, subclass 3, with traverse.

The Examiner is respectfully requested to reconsider and withdraw the election requirement. Both 37 C.F.R. §1.141 and

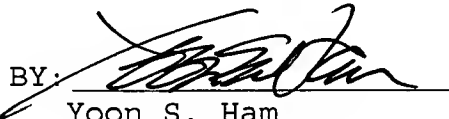
M.P.E.P. §806.04(a) provide that a reasonable number of species may be claimed in one application. It is respectfully submitted that the number of species claimed in the present application does not exceed such a reasonable number, particularly in view of the structural similarity of, and the similar field of search required for, the claimed species. Reconsideration and withdrawal of the election requirement, therefore, are requested.

An early Office Action on the merits is respectfully requested.

If a Petition for Extension is necessary and the petition and/or payment of the fee(s) is not enclosed, this will act as a petition to extend the time for response and authorization to charge the necessary fee(s) under 37 CFR 1.17(a)-(d) to Deposit Account 50-3226.

Respectfully submitted,

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